

**Enrolled Minutes of the Sixty-First Regular or Special Meeting
For the Twenty-Eighth Highland Town Council
Regular Meeting
Monday, May 14, 2018**

Study Session. The Twenty-Eighth Town Council of the Town of Highland, Lake County, Indiana met in a study session preceding the regular meeting on Monday, May 14, 2018 at 6:40 O'clock P.M. in the regular place, the meeting chambers of the Highland Municipal Building, 3333 Ridge Road, Highland, Indiana.

Silent Roll Call: Councilors Bernie Zemen, Mark Herak, Dan Vassar, Steve Wagner and Konnie Kuiper were present. The Clerk-Treasurer, Michael W. Griffin was present to memorialize the proceedings. A quorum was attained.

General Substance of Matters Discussed.

1. The Town Council reviewed and discussed the agenda of the imminent regular meeting.
2. The Town Council and the Fire Chief discussed the status of any communication he shared with chiefs of area fire departments regarding the proposed prohibition on using sirens during the annual Independence Twilight parade. This matter was first discussed by the Town Council and the Fire Chief at the pre-meeting study session of April 23, 2018.

The study session ended at 6:55 O'clock p.m.

Regular meeting. The Twenty Eighth Town Council of the Town of Highland, Lake County, Indiana met in its regular session on Monday, May 14, 2018 at 7:00 O'clock P.M. in the regular place, the plenary meeting chambers of the Highland Municipal Building, 3333 Ridge Road, Highland, Indiana.

The Town Council President, Mark A. Herak presided. The Town Clerk-Treasurer, Michael W. Griffin, was present to memorialize the proceedings. The meeting was opened with Council President Herak reciting the Pledge of Allegiance to the Flag of the United States of America and offering a prayer.

Roll Call: Present on roll call were Councilors Bernie Zemen, Mark Herak, Dan Vassar, Steve Wagner and Konnie Kuiper. The Clerk-Treasurer, Michael W. Griffin was present to memorialize the proceedings. A quorum was attained.

Additional Officials Present: Jared Tauber, Esq., Tauber Law Office; John M. Bach, Public Works Director; Peter Hojnicky, Metropolitan Police Chief; William R. Timmer, Jr., CFOD, Fire Chief; Kathy DeGuilio-Fox, Redevelopment Director; Alex M. Brown, CPRP, Parks and Recreation Superintendent; and Kenneth J. Mika, Building Commissioner, were present.

Also present: Larry Kondrat, Board of Waterworks Directors; and Ed Dabrowski, IT Director (Contract) were also present.

Minutes of the Previous Meetings: The minutes of the regular meeting of 23 April 2018 were approved by general consent.

Special Orders:

1. **Consideration of Proposed Additional Appropriations:** Proposed Additional Appropriations in Excess of the 2018 Budget for the Metropolitan Police Department of the Corporation General Fund in the amount of \$1,150.00.

- (a) Attorney verification of Proofs of Publication: The TIMES 26 April 2018. Attorney Tauber indicated that the proof of publication complied with IC 5-3-1.
- (b) **Public Hearing.** The Town Council President called the public hearing to order. There were no comments or remonstrances. The hearing was closed.
- (c) Action on **Appropriation Enactment No. 2018-18:** An Enactment Appropriating Additional Moneys in Excess of the Annual Budget for the Metropolitan Police Department of the Corporation General Fund, all pursuant to I.C. 6-1.1-18, and I.C. 36-5-3-5.

Councilor Zemen introduced and moved the consideration of Enactment No. 2018-18 at the same meeting of its introduction. Councilor Wagner seconded. Upon a roll call vote, a unanimous vote being necessary, there were five affirmatives and no negatives. The motion passed. The enactment could be considered at the same meeting of its introduction.

Councilor Zemen moved the passage and adoption of Enactment No. 2018-18 at the same meeting of its introduction. Councilor Wagner seconded. Upon a roll call vote, a two-thirds vote being necessary, there were five affirmatives and no negatives. The motion passed. The enactment was passed and adopted at the same meeting of its introduction.

Town of Highland
APPROPRIATION ENACTMENT
Enactment No. 2018-18

An Enactment Appropriating Additional Moneys in Excess of the Annual Budget for the Metropolitan Police Department in the Corporation General Fund, all pursuant to I.C. 6-1.1-18, I.C. 36-5-3-5, et seq.

WHEREAS, Following a public hearing advertised pursuant to I.C. 5-3-1, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget for the **Metropolitan Police Department in the Corporation General Fund;**

WHEREAS, It has been determined that such additional appropriations as may be approved by this enactment, will not increase the levy set under I.C. 6-1.1-17, all pursuant to I.C. 36-5-3-5;

NOW, THEREFORE BE IT ENACTED by the Town Council of the Town of Highland, Lake County, Indiana, as follows:

Section 1. That for the expenses of said municipality, the following additional sums of money are hereby appropriated and ordered set apart out of the **Metropolitan Police Department in the Corporation General Fund** and for the purposes herein specified, subject to the laws governing the same:

CORPORATION GENERAL FUND

Metropolitan Police Department

Acct. No. 001-0009-36008 Equipment Repair:		<u>\$ 1,150.50</u>
	Total Department:	\$ 1,150.50
	Fund Total:	\$ 1,150.50

Section 2. That the Clerk-Treasurer is hereby authorized and instructed to inform the Indiana Department of Local Government Finance of this action and that these moneys be made available for expenditure **subject to an order** of the Commissioner, pursuant to IC 6-1.1-18.

Section 3. That in satisfaction and for the purposes of the provisions set out in I.C. 36-5-2-9.6, I.C. 36-5-3-5, I.C. 36-5-4-2, this enactment shall be deemed properly filed and introduced before the Town Council at a regular or special meeting, properly called and convened pursuant to I.C. 5-1.5-14 *et seq.*

Introduced and Filed on the 14th Day of May 2018. Consideration on the same day or at same meeting of introduction sustained a vote of 5 in favor and 0 opposed, pursuant to IC 36-5-2-9.8.

DULY ORDAINED AND ADOPTED this 14th Day of May 2018, by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 5 in favor and 0 opposed.

TOWN COUNCIL of the TOWN of

ATTEST:

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO
Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5)

Staff Reports: The following staff reports were received and filed.

• **Building & Inspection Report for April 2018**

Permit Type	Number	Residential	Commercial	Est. Cost	Fees
Commercial Buildings:	0	0	0	\$0.00	\$0.00
Commercial Additions or Remodeling:	4	0	4	\$43,530.00	\$676.50
Signs:	1	0	1	\$45,000.00	\$835.00
Single Family:	0	0	0	\$0.00	\$0.00
Duplex/Condo:	0	0	0	\$0.00	\$0.00
Residential Additions:	0	0	0	\$0.00	\$0.00
Residential Remodeling:	0	0	0	\$0.00	\$0.00
Garages:	2	2	0	\$33,100.00	\$864.00
Sheds:	0	0	0	\$0.00	\$0.00
Decks & Porches:	4	4	0	\$10,260.00	\$835.50
Fences:	14	14	0	\$48,683.00	\$1,648.00
Swimming Pools:	1	1	0	\$0.00	\$82.00
DrainTile/ Waterproofing:	2	2	0	\$7,676.00	\$239.00
Miscellaneous	6	4	2	\$18,500.00	\$919.00
TOTAL:	34	27	7	\$206,749.00	\$6,099.00
Electrical Permits	14	11	3		\$1,234.00
Mechanical Permits	18	14	4		\$1,672.00
Plumbing Permits	8	5	3		\$991.45
Water Meters	4	3	1		\$1,340.00
Water Taps	0	0	0		\$0.00
Sewer/Storm Taps	0	0	0		\$0.00
TOTAL Plumbing:	12	8	4		\$2,331.45

April Code Enforcement:

Investigations: 29
Citations: 03

April Inspections:

Building: 33 Electrical: 24 Plumbing: 10 HVAC: 15
Electrical Exam: 01

• **Fire Department Report for April**

Type of Call	Month	1 st half of year
General Alarms	15	57
Paid Still Alarms	18	81

Still Alarms	0	12
Total Alarms:	33	150

• **Workplace Safety Report for April**

There were no workplace incidents to report in April. The following report was filed.

Department	Injuries this Month	Year to Date 2018	Total in 2017	Restricted Days 2018	Lost Workdays This Year (2018)	Restricted Days Last Year (2017)	Lost Workdays Last Year (2017)
Parks	0	1	0	0	0	0	0
Fire	0	0	0	0	0	0	0
Police	0	1	6	0	0	0	365
Street	0	0	0	0	0	0	0
Water & Sewer	0	1	2	0	0	0	0
Maint.	0	1	2	0	0	0	0
Other	0	0	0	0	0	0	0
TOTALS	0	4	10	0	0	0	365

Effective January 1, 2002, OSHA changed the record keeping guidelines. The municipality now counts the number of days lost from the day after the injury until the employee returns to work. Weekend, holidays, vacation days or other days scheduled off are included in the lost days count to a maximum of 180 days.

Appointments:

Legislative Appointments

Home Rule Commissions

1. Community Events Commission:

(1) appointments to be made by the Town Council. **Term: 4 years.** (Note: vacancy of, which term expires January 2022)

(9) appointments to be made by the Town Council. **Term: 1 year.** (Note: Currently serving, Brandon Wolak, Erica Rozenich-Wolak, Adam Nyiri, Ead Mansoun, Alayna Kaim, Christopher Kornaus, and Deanna Chris plus two (2) vacancies

Councilor Vassar moved the appointment of the following persons for one-year terms on the Community Events Commission. Councilor Wagner seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The following named persons were appointed to the Community Events Commission.

Brandon Wolak
3344 Maple Drive

Alayna Kaim
3620 42nd Place

Erica Rozenich-Wolak
3344 Maple Drive

Christopher Kornaus
8216 Grace Place

Adam Nyiri
8952 Cottage Grove Avenue

DeAnna Christ
8216 Grace Place

Ead Mansoun
3720 Alti Court

Unfinished Business and General Orders:

- 1. Proposed Enactment No. 2018-16:** An Enactment Regarding the Disposition of Surplus on Deposit to the Credit of the Water Cash Reserve Fund, Authorizing its transfer to the Corporation General Fund, pursuant to I.C. 8-1.5-3-11 et seq.

Councilor Vassar introduced and moved the consideration of Enactment No. 2018-16 at the same meeting of its introduction. Councilor Wagner seconded. Upon a roll call vote, a unanimous vote being necessary, there were five affirmatives and no negatives. The motion passed. The enactment could be considered at the same meeting of its introduction.

Councilor Vassar moved the passage and adoption of Enactment No. 2018-16 at the same meeting of its introduction. Councilor Wagner seconded. Upon a roll call vote, a two-thirds vote being necessary, there were five affirmatives and no negatives. The motion passed. The enactment was passed and adopted at the same meeting of its introduction.

**TOWN COUNCIL of the TOWN of HIGHLAND
ENACTMENT NO. 2018-16**

An Enactment Regarding the Disposition of Surplus on Deposit to the Credit of the Water Cash Reserve Fund, Authorizing its transfer to the Corporation General Fund, pursuant to I.C. 8-1.5-3-11 et seq.

WHEREAS, The Town of Highland by proper legislative action has established a Department of Waterworks pursuant to IC 36-1.4-4, codified as Chapter 12.05 of the Highland Municipal Code;

WHEREAS, The Department of Waterworks is governed by the provisions of IC 8-1.5-4 and IC 8-1.5-3 in its operations and management of assets;

WHEREAS, Indiana Code 8-1.5-4-11 particularly provides for the establishment by ordinance of a Cash Reserve Fund for the waterworks, for its stewardship for loans, and transfers for payments in lieu of taxes and under IC 8-1.5-3-8(e) for rates that support reasonable return on the utility plant of the municipality;

WHEREAS, Pursuant to IC 8-1.5-3-11 (b), the Town of Highland has established a Waterworks Cash Reserve Fund, under Section 12.05.050 (A) of the Highland Municipal Code;

WHEREAS, Pursuant to IC 8-1.5-3-11 (d), the Town of Highland adopted in its budget for FY 2018 an amount to include in the corporation general fund budget, in an amount, which cannot exceed the amount in the Cash Reserve Fund at June 30 of the year of the budget's preparation and not in excess of the amount calculated in the user rate basis for ROI;

WHEREAS, The amount in the Cash Reserve Fund at June 30, 2017 was \$714,487.58; and,

WHEREAS, Pursuant to IC 8-1.5-3-11 (d), the Town Council as the municipal legislative body desires to transfer **all** of the amount identified in the adopted budget for FY 2018,

NOW, THEREFORE BE IT ENACTED by the Town Council of the Town of Highland, Lake County, Indiana as follows:

Section 1. That pursuant to the provisions of IC 8-1.5-3-11(d), the Town Council hereby finds and determines the following:

- (A) That the Town Council adopted and the Department of Local Government Finance approved by order the budget of the Town for FY 2018, which for its municipal general fund did include an amount of up to \$ 337,500 to be transferred from the municipal water utility cash reserve fund;
- (B) That there is a Waterworks Cash Reserve Fund established by the municipality under Section 12.05.050 of the municipal code and the amount on deposit to that cash reserve fund at June 30, 2017 was seven hundred fourteen thousand, four hundred eighty-seven dollars (\$714,487);
- (C) That any transfer herein authorized does not impair or adversely affect compliance with any terms or conditions of any bond ordinance or resolution, indenture, contract or similar instrument binding upon the municipality;
- (D) That the most recently adopted and effective rates and charges of the Department of Waterworks provide for rates that support reasonable return on the utility plant of the municipality, pursuant to IC 8-1.5-3-8(e), with such reasonable return to be deposited in the Cash Reserve Fund;

Section 2. That for the expenses of said municipality, the amount of **Three hundred thirty-seven thousand, five hundred dollars (\$337,500)** are hereby transferred and set apart from the **Waterworks Cash Reserve Fund** for deposit in the **Corporation General Fund**, subject to the laws governing the same, subject to the approval of the Board of Waterworks Directors, as set forth in Indiana Code 8-1.5-3-11(a);

Section 3. That the Clerk-Treasurer is hereby authorized and requested as follows:

- (A) To seek the approving action of the Board of Waterworks Directors as set forth above; and,
- (B) Upon approval, to transfer the sum identified and as authorized herein;

Section 4. That, in addition to the express authority conferred herein, the Clerk-Treasurer as the disbursing and fiscal officer of the Municipality, is hereby authorized and requested to take such steps as necessary to carry out the purposes of this enactment;

Section 5. That the money transferred may be expended from the Corporation General Fund, for purposes permitted by law, and after its appropriation in the manner set forth in IC 6-1.1-18.

Introduced and Filed on the 14th day of May 2018. Consideration on same evening of introduction attained a vote of 5 in favor and 0 opposed, pursuant to IC 36-5-2-9.8.

DULY ORDAINED AND ADOPTED this 14th day of May 2018 by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 5 in favor and 0 opposed.

**TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA**

Mark A. Herak, President (IC 36-5-2-10)

Attest:

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO
Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5)

Approval by the Board of Waterworks Directors

It is hereby certified that the foregoing transfer from the cash reserve fund to the corporation general fund was considered at a regular or special meeting of the Highland Board of Waterworks Directors.

The transfer identified herein is duly approved pursuant to the provisions of IC 8-1.5-3-11(a) by the Board of Waterworks Directors of the Town of Highland, Lake County, Indiana, this ____ day of _____ 2018 having passed by a vote of ____ in favor and ____ opposed.

**THE HIGHLAND WATER WORKS
BY IT'S BOARD OF DIRECTORS:**

George M. Georgeff, President

Attest:

George A. Smith, Secretary

2. **Proposed Enactment No. 2018-17:** An Enactment Regarding the Disposition of Surplus on Deposit to the Credit of the Sanitary District Sewage Cash Reserve Fund, Authorizing its transfer to the Corporation General Fund, pursuant to HMC Section 12.10.110.

Councilor Wagner introduced and moved the consideration of Enactment No. 2018-17 at the same meeting of its introduction. Councilor Kuiper seconded. Upon a roll call vote, a unanimous vote being necessary, there were five affirmatives and no negatives. The motion passed. The enactment could be considered at the same meeting of its introduction.

Councilor Wagner moved the passage and adoption of Enactment No. 2018-17 at the same meeting of its introduction. Councilor Kuiper seconded. Upon a roll call vote, a two-thirds vote being necessary, there were five affirmatives and no negatives. The motion passed. The enactment was passed and adopted at the same meeting of its introduction.

**TOWN COUNCIL of the TOWN of HIGHLAND
ENACTMENT NO. 2018-17**

An Enactment Regarding the Disposition of Surplus on Deposit to the Credit of the Sanitary District Sewage Cash Reserve Fund, Authorizing its transfer to the Corporation General Fund, pursuant to HMC Section 12.10.110.

WHEREAS, The Town of Highland by proper legislative action has established a Department of Public Sanitation and Sanitary District pursuant to IC 36-9-25 et seq., codified as Chapter 12.10 of the Highland Municipal Code;

WHEREAS, The Department of Public Sanitation and Sanitary District is governed by the provisions of I.C. 36-9-25 and in some cases IC 36-9-23 in its operations, rate-setting and management of assets;

WHEREAS, Indiana Code 36-1-3 particularly provides for the exercise by ordinance of powers that are expressly granted to the municipality by statute and all other powers necessary or desirable in the conduct of its affairs, even though not granted by statute;

WHEREAS, Pursuant to IC 36-1-3 and IC 36-9-25 the Town adopted HMC Section 12.10.110, establishing a cash reserve fund for the wastewater and storm water utilities, for its stewardship for loans, and transfers for payments in lieu of taxes for rates that support a reasonable return on the sewage utility plant of the municipality;

WHEREAS, Pursuant to IC 36-9-25-11 (l), which expressly states that its particular provisions may not be construed to prohibit a municipal legislative body from including in an ordinance adopted under IC 36-9-25 any other provision that the municipal legislative body considers appropriate, the Town did adopt in its most recently effective rate ordinance, rates and charges that support a reasonable return on the sewage utility plant of the municipality;

WHEREAS, HMC section 12.10.110, provides that the cash reserve fund shall be governed by the provisions of IC 8-1.5-3-11;

WHEREAS, Pursuant to IC 8-1.5-3-11 (d), the Town of Highland adopted in its budget for FY 2018 an amount to include in the corporation general fund budget, in an amount, which cannot exceed the amount in the Cash Reserve Fund at June 30 of the year of the budget's preparation and not in excess of the amount calculated in the user rate basis for ROI;

WHEREAS, The amount in the Cash Reserve Fund at June 30, 2017 was \$574,958; and,

WHEREAS, Pursuant to the foregoing, the Town Council as the municipal legislative body desires to transfer **all** of the adopted amount identified in the adopted budget for FY 2018,

NOW, THEREFORE BE IT ENACTED by the Town Council of the Town of Highland, Lake County, Indiana as follows:

Section 1. That the Town Council hereby finds and determines the following:

- (A) That the Town Council adopted and the Department of Local Government Finance approved by order the budget of the Town for FY 2018, which for its municipal general fund did include an amount of up to \$337,500 to be transferred from the municipal sewage cash reserve fund;
- (B) That there is a Sanitary District Sewage Cash Reserve Fund established by the municipality under Section 12.10.110 of the municipal code and the amount on deposit to that cash reserve fund at June 30, 2017 was five hundred seventy-four thousand, nine hundred fifty-eight dollars (\$574,958);
- (C) That any transfer herein authorized does not impair or adversely affect compliance with any terms or conditions of any bond ordinance or resolution, indenture, contract or similar instrument binding upon the municipality;
- (D) That the most recently adopted and effective rates and charges of the Department of Public Sanitation and Sanitary District provide for rates that support reasonable return on the utility plant of the municipality, pursuant to IC 36-9-25-11(l), with such reasonable return to be deposited in the Cash Reserve Fund;

Section 2. That for the expenses of said municipality, the amount of **Three hundred thirty-seven thousand, five hundred dollars (\$337,500)** are hereby transferred and set apart from the **Sanitary District Sewage Cash Reserve Fund** for deposit in the **Corporation General Fund**, subject to the laws governing the same, subject to the approval of the Board of Sanitary Commissioners, as set forth in Indiana Code 8-1.5-3-11(a) as adopted by reference in HMC Section 12.10.110 (A);

Section 3. That the Clerk-Treasurer is hereby authorized and requested as follows:

- (A) To seek the approving action of the Board of Sanitary Commissioners as set forth above; and,

(B) Upon approval, to transfer the sum identified and as authorized herein;

Section 4. That, in addition to the express authority conferred herein, the Clerk-Treasurer as the disbursing and fiscal officer of the Municipality, is hereby authorized and requested to take such steps as necessary to carry out the purposes of this enactment;

Section 5. That the money transferred may be expended from the Corporation General Fund, for purposes permitted by law, and after its appropriation in the manner set forth in IC 6-1.1-18.

Introduced and Filed on the 14th day of May 2018. Consideration on same evening of introduction attained a vote of 5 in favor and 0 opposed, pursuant to IC 36-5-2-9.8.

DULY ORDAINED AND ADOPTED this 14th day of May 2018 by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 5 in favor and 0 opposed.

**TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA**

Mark A. Herak, President (IC 36-5-2-10)

Attest:

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO
Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5)

Approval by the Board of Sanitary Commissioners

It is hereby certified that the foregoing transfer from the cash reserve fund to the corporation general fund was considered at a regular or special meeting of the Highland Board of Sanitary Commissioners.

The transfer identified herein is duly approved pursuant to the provisions of IC 8-1.5-3-11(a), incorporated by reference in HMC Section 12.10.110 (A) and now adopted by the Board of Sanitary Commissioners of the Town of Highland, Lake County, Indiana, this ____ day of _____ 2018 having passed by a vote of ____ in favor and ____ opposed.

**DEPARTMENT OF PUBLIC SANITATION & SANITARY DISTRICT
BY ITS BOARD OF SANITARY COMMISSIONERS:**

Richard Garcia, President

Attest:

David Jones, Secretary

3. **Works Board Order No. 2018-19:** A Joint Resolution Of The Board Of Works; The Water Works Board of Directors, and Sanitary District Board of Commissioners Accepting and Approving a Proposal From NIES Engineering, Inc. for Professional Engineering Services During Construction for the **Wicker Park Drive/ Walnut Avenue/Robertson Place Water Main And Street Improvement Project** in The Total Amount Of \$72,000.

Councilor Vassar moved the passage and adoption of Works Board Order No. 2018-19. Councilor Wagner seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The order was adopted.

**TOWN OF HIGHLAND BOARD OF WORKS
ORDER OF THE WORKS BOARD No.2018-19**

**WATERWORKS DISTRICT OF HIGHLAND BOARD OF WATERWORKS DIRECTORS
RESOLUTION No.2018-05**

**SANITARY DISTRICT OF HIGHLAND BOARD OF WATERWORKS DIRECTORS RESOLUTION
No.2018-09**

A JOINT RESOLUTION OF THE BOARD OF WORKS; THE WATER WORKS BOARD OF DIRECTORS, AND SANITARY DISTRICT BOARD OF COMMISSIONERS ACCEPTING AND APPROVING A PROPOSAL FROM NIES ENGINEERING, INC. FOR PROFESSIONAL ENGINEERING SERVICES DURING CONSTRUCTION FOR THE WICKER PARK DRIVE/ WALNUT

AVENUE/ROBERTSON PLACE WATER MAIN AND STREET IMPROVEMENT PROJECT IN THE TOTAL AMOUNT OF \$72,000

Whereas, The Town of Highland, through its Town Council, which is the Works Board of the Municipality pursuant to I.C. 36-1-2-24(3), has determined that a need exists make certain public improvements and repairs to roadway infrastructure on Wicker Park Drive between 81st Street and River Drive; on Walnut Drive between Wicker Park Drive and Robertson Place; and on Robertson Place between 81st Street and Walnut Drive, including the replacement of defective curb and sidewalk, pavement, and tree removal and replacement and have hereto approved a project to be described as the Wicker Park Manor Improvement Project (Project); and

Whereas, The Town of Highland has procured a Community Development Block Grant, from the U.S. Department of Housing and Urban Development through an application filing with the Lake County Community Development Department in the amount of \$ 119,653.63, which will offset the costs for the roadway improvements described herein; and

Whereas, the Waterworks District of Highland (WW District) is governed by its Board of Waterworks Directors, pursuant to the provisions of IC 8-1.5-4 et seq.; and

Whereas, IC 8-1.5-4-4 specifically provides that the Board of Water Works Directors shall manage and control all works of the waterworks and may purchase, acquire, construct, reconstruct, operate, repair and maintain all water works; and

Whereas, The WW District, through its Board of Directors, has determine the need to replace and upsize the existing water lines within the Project boundaries, as described herein, in order to improve water flow and water quality; has determined that it would be in the best interest of the utility to coordinate the work with the Project; and have agreed to fund its share of the construction costs and engineering services necessary to complete the work; and

Whereas, The Sanitary District of Highland (SD District) is governed by its Board of Sanitary Commissioners, pursuant to the provisions of IC 36-9-25 et seq.; and

Whereas, IC 36-9-25-9 specifically provides that the Board of Sanitary Commissioners shall manage and control all works of the district and may purchase, acquire, construct, reconstruct, operate, repair and maintain all sewage works; and

Whereas, The Project scope includes the repair and replacement of certain storm water and sanitary system facilities, which are the responsibility of SD District and have agreed to fund its share of the construction costs and engineering services necessary to complete the work; and

Whereas, The Works Board, Waterworks District Board of Directors, and Sanitary Board of Commissioners has heretofore determined a need to engage the professional engineering services during construction in order to implement the Project, and

Whereas, NIESEngineering, Incorporated, (Consultant) has offered and presented an agreement to provide and furnish Professional Engineering Design Services in consideration for fees to be charged and billed monthly based upon a lump sum of the value of the services completed, in an amount not to exceed Seventy-Two Thousand Dollars (\$72,000.00) allocated in proportional shares equivalent to the percentage of construction work being completed for each agency; and

Whereas, The Town of Highland, through its Board of Works, now desires to accept and approve the agreement for services as herein described; and

Whereas, The Water Works District of Highland, through its Board of Directors, now desires to accept and approve the agreement for services as herein described; and

Whereas, The Sanitary District of Highland, through its Board of Commissioners, now desires to accept and approve the agreement for services as herein described; and

Whereas, there are sufficient and available appropriation balances on hand to support the payments under the agreement, pursuant to IC 5-22-17-3(e); and

Now, Therefore Be it Resolved by the Board of Works for the Town of Highland; Board of Directors of the Highland Waterworks, and the Sanitary Board of Commissioners of the Highland Sanitary District; Lake County, Indiana and, as follows:

Section 1. That the Professional Engineering Services during Construction Proposal (incorporated by reference and made a part of this resolution) from NIES Engineering, Incorporated for the Wicker Park Drive/Walnut Avenue/Robertson Place Water Main and Street Improvement Project is hereby approved, adopted and ratified in each and every respect;

Section 2. That the terms and charges under the agreement for construction engineering services in the not-to-exceed amount of Seventy-two Thousand Dollars (\$72,000.00) allocated in the amount as follows:

- a. Eighteen Thousand Dollars and no Cents (\$18,000.00) to the Highland Board of Works is found to be reasonable and fair;
- b. Fifty Thousand Four Hundred Dollars and no Cents (\$50,400.00) to the Waterworks District of Highland is found to be reasonable and fair;
- c. Three Thousand Six Hundred Dollars and no Cents (\$3,600.00) to the Sanitary District of Highland is found to be reasonable and fair;

Section 3. That the Water Works District of Highland, through its Board of Directors and Town Council which is the Works Board of the municipality; and the Sanitary District of Highland believes that NIES Engineering, Incorporated has demonstrated professional competence and qualifications to perform the particular professional engineering services called for in the Agreement and associated project, pursuant to I.C. 5-16-11.1-5;

Section 4. That the Water Works District Superintendent/Public Works Director/Sanitary District Superintendent is authorized to execute the agreement and all documents necessary to implement the Project.

DULY, PASSED, ADOPTED, AND ORDERED by the Town Council of the Town of Highland, Lake County, Indiana this 14th day of May 2018 having passed by a vote of 5 in favor and 0 opposed.

**WORKS BOARD of the TOWN of
HIGHLAND, INDIANA**

Mark A. Herak, President (IC 36-5-2-10)

Attest:

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO
Clerk-Treasurer (IC 33-42-4-1;IC 36-5-6-5)

Duly Adopted and Resolved by the Board of Sanitary Commissioners of Highland, Lake County, Indiana, this 15th day of May 2018. Having been passed by a vote of ___ in favor and ___ opposed.

**THE SANITARY DISTRICT OF HIGHLAND
BY ITS BOARD OF COMMISSIONERS:**

Richard Garcia, President

Attest:

David Jones, Secretary

DULY ADOPTED AND RESOLVED +by the Board of Waterworks Directors of Highland, Lake County, Indiana, this 26th day of April, 2018. Having been passed by a vote of 4 in favor and 0 opposed.

**THE WATERWORKS DISTRICT OF HIGHLAND
BY ITS BOARD OF DIRECTORS:**

George Georgeff, President

Attest:

George A. Smith, Secretary

4. **Works Board Order No. 2018-20:** A Joint Resolution of the Board Of Works, The Water Works Board of Directors, And The Sanitary Board Of Commissioners Awarding A Bid to **Rex Construction Company, Incorporated** For The **Wicker Park Manor Street Improvement And Water Main Replacement Project** in the Total Amount of \$749,794.00 as the Lowest Responsive and Responsible Bid.

Councilor Kuiper moved the passage and adoption of Works Board Order No. 2018-20. Councilor Vassar seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The order was adopted.

TOWN OF HIGHLAND BOARD OF WORKS
ORDER OF THE WORKS BOARD NO.2018-20

WATERWORKS DISTRICT OF HIGHLAND BOARD OF WATERWORKS DIRECTORS
RESOLUTION No.2018-06

SANITARY DISTRICT OF HIGHLAND BOARD OF SANITARY COMMISSIONERS RESOLUTION
No.2018-10

A JOINT RESOLUTION OF THE BOARD OF WORKS, THE WATER WORKS BOARD OF DIRECTORS, AND THE SANITARY BOARD OF COMMISSIONERS AWARDED A BID TO REX CONSTRUCTION COMPANY, INCORPORATED FOR THE WICKER PARK MANOR STREET IMPROVEMENT AND WATER MAIN REPLACEMENT PROJECT IN THE TOTAL AMOUNT OF \$749,794.00 AS THE LOWEST RESPONSIVE AND RESPONSIBLE BID

Whereas, The Town of Highland, through its Town Council, which is the Works Board of the Municipality pursuant to I.C. 36-1-2-24(3), has determined that a need exists make certain public improvements and repairs to roadway infrastructure on Wicker Park Drive between 81st Street and River Drive; on Walnut Drive between Wicker Park Drive and Robertson Place; and on Robertson Place between 81st Street and Walnut Drive, including the replacement of defective curb and sidewalk, pavement, and tree removal and replacement and have hereto approved a project to be described as the Wicker Park Manor Improvement Project (Project); and

Whereas, The Town of Highland has procured a Community Development Block Grant, from the U.S. Department of Housing and Urban Development through an application filing with the Lake County Community Development Department in the amount of \$ 119,653.63, which will offset the costs for the roadway improvements described herein; and

Whereas, the Waterworks District of Highland (WW District) is governed by its Board of Waterworks Directors, pursuant to the provisions of IC 8-1.5-4 et seq.; and

Whereas, IC 8-1.5-4-4 specifically provides that the Board of Water Works Directors shall manage and control all works of the waterworks and may purchase, acquire, construct, reconstruct, operate, repair and maintain all water works; and

Whereas, The WW District, through its Board of Directors, has determine the need to replace and upsize the existing water lines within the Project boundaries, as described herein, in order to improve water flow and water quality; has determined that it would be in the best interest of the utility to coordinate the work with the Project; and have agreed to fund its share of the construction costs and engineering services necessary to complete the work; and

Whereas, The Sanitary District of Highland (SD District) is governed by its Board of Sanitary Commissioners, pursuant to the provisions of IC 36-9-25 et seq.; and

Whereas, IC 36-9-25-9 specifically provides that the Board of Sanitary Commissioners shall manage and control all works of the district and may purchase, acquire, construct, reconstruct, operate, repair and maintain all sewage works; and

Whereas, The Project scope includes the repair and replacement of certain storm water and sanitary system facilities, which are the responsibility of SD District and have agreed to fund its share of the construction costs and engineering services necessary to complete the work; and

Whereas, NIES Engineering, Inc. had prepared plans and specifications for the Project on behalf of the Board of Works and Water Works District and the Project was bid in accordance with IC 36-1-12 et seq.; and notice was published in accordance with IC 5-3-1; and

Whereas, The following bids were received at 10:00 a.m. on April 26, 2018:

Rex Construction Co., Inc.	\$749,794.00
Dyer Construction Co., Inc.	\$824,421.24
deBoer Egolf Corporation	\$817,747.00
Grimmer Construction, Inc.	\$831,119.60
Gatlin Plumbing & Heating, Inc.	\$900,000.00
Engineer's Estimate	\$845,775.00

Whereas, NIES Engineering, Inc. has reviewed the bids and determined that the bid of Rex Construction Co., Inc. in the amount of Seven Hundred Forty-nine Thousand Seven Hundred Ninety-four Dollars and 00/100 (\$749,794.00 to be the lowest responsive and responsible bid.

Whereas, There are sufficient and available appropriations balances on hand to support the payments under the agreement, pursuant to IC 5-22-17-3(e); and

Whereas, The Town of Highland, through its Board of Works, now desires to accept the recommendation of the Public Works Director and award a construction contract to Rex Construction Co., Incorporated for the Wicker Park Manor Street Improvement and Water Main Replacement Project, the CDBG Project for FY 2017, in the amount of \$230,429.50 for street and right-of-way improvements; and

Whereas, The Water Works District of Highland, through its Board of Directors, now desires to accept the recommendation of the Water Works Superintendent and Water Works Engineer and award the bid for Wicker Park Manor Street Improvement and Water Main Replacement Project to Rex Construction Co., Incorporated in the amount of \$466,584.50 for water works improvements; and

Whereas, The Sanitary District of Highland, through its Board of Commissioners, now desires to accept the recommendation of the Sanitary District Superintendent and Sanitary District Engineer and award the bid for Wicker Park Manor Street Improvement and Water Main Replacement Project to Rex Construction Co., Incorporated in the amount of \$52,780.00 for sewage works improvements.

Now, Therefore Be it Resolved by the Board of Directors of the Highland Waterworks, Lake County, Indiana, the Board of Works for the Town of Highland and the Board of Commissioners of the Highland Sanitary District as follows:

Section 1. That the Bid of Rex Construction Co., Incorporated in the amount of Seven Hundred Forty-nine Thousand Seven Hundred Ninety-four Dollars and 00/100 (\$749,794.00 for the Wicker Park Manor Street Improvement and Water Main Replacement Project is hereby accepted as the lowest responsive and responsible bid;

Section 2. That the Town of Highland, through its Board of Works, acknowledges and approves its share of the work in the amount of Two Hundred Thirty Thousand Four Hundred Twenty-nine Dollars and 50/100 Cents (\$230,429.50);

Section 3. That the Waterworks District of Highland, through its Board of Directors, acknowledges and approves its share of the work for Wicker Park Manor Street Improvement and Water Main Replacement Project in the amount of Four Hundred Sixty-six Thousand, Five Hundred Eighty-four Dollars and 50/100 Cents (\$466,584.50);

Section 4. That the Sanitary District of Highland, through its Board of Commissioners, acknowledges and approves its share of the work for Wicker Park Manor Street Improvement and Water Main Replacement Project in the amount of Fifty-two Thousand, Seven Hundred Eighty Dollars and 00/100 Cents (\$52,780.00)

Section 5. That the Water Works District Superintendent/Sanitary District Superintendent/Public Works Director is authorized to execute the agreement and all documents necessary to implement the Project.

DULY, PASSED, ADOPTED, AND ORDERED by the Town Council of the Town of Highland, Lake County, Indiana this 14th day of May 2018 having passed by a vote of 5 in favor and 0 opposed.

**WORKS BOARD of the TOWN of
HIGHLAND, INDIANA**

Mark A. Herak, President (IC 36-5-2-10)

Attest:

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO
Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5)

Duly Adopted and Resolved by the Board of Sanitary Commissioners of Highland, Lake County, Indiana, this 15th day of May 2018. Having been passed by a vote of _____ in favor and _____ opposed.

**THE SANITARY DISTRICT OF HIGHLAND
BY ITS BOARD OF COMMISSIONERS:**

Richard Garcia, President

Attest:

David Jones, Secretary

DULY ADOPTED AND RESOLVED +by the Board of Waterworks Directors of Highland, Lake County, Indiana, this 26th day of April, 2018. Having been passed by a vote of 4 in favor and 0 opposed.

THE WATERWORKS DISTRICT OF HIGHLAND
BY ITS BOARD OF DIRECTORS:

George Georgeff, President

Attest:

George A. Smith, Secretary

- Works Board Order No. 2018-21:** An Order Approving and Authorizing An agreement between First Group Engineering, Incorporated and the Town of Highland to perform Professional Engineering Services during Construction for the 45th Avenue – 500' West of Kennedy Avenue to Prairie Avenue and Kennedy Avenue – 45th Avenue to Main Street Mill and Resurface Projects in the amount not-to-exceed \$25,000.

Councilor Wagner moved the passage and adoption of Works Board Order No. 2018-21. Councilor Kuiper seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The order was adopted.

TOWN OF HIGHLAND
BOARD OF WORKS
ORDER OF THE WORKS BOARD NO. 2018-21

AN ORDER APPROVING AND AUTHORIZING AN AGREEMENT BETWEEN FIRST GROUP ENGINEERING, INCORPORATED AND THE TOWN OF HIGHLAND TO PERFORM PROFESSIONAL ENGINEERING SERVICES DURING CONSTRUCTION FOR THE 45TH AVENUE – 500' WEST OF KENNEDY AVENUE TO PRAIRIE AVENUE AND KENNEDY AVENUE – 45TH AVENUE TO MAIN STREET MILL AND RESURFACE PROJECTS IN THE AMOUNT NOT-TO-EXCEED \$25,000

Whereas, The Town Council for the Town of Highland (Town) determined a need to resurface 45th Avenue beginning at 500' west of Kennedy Avenue to Prairie Avenue (45th Avenue Project) and Kennedy Avenue from 45th Avenue to Main Street (Kennedy Avenue Project), hereby titled the 45th Avenue – 500' West of Kennedy Avenue to Prairie Avenue and Kennedy Avenue – 45th Avenue to Main Street Mill and Resurface Projects (Projects); and

Whereas, The Town had procured a Community Crossings Matching Grant from the Indiana Department of Transportation in the amount of \$242,410.33 in FY 2017, which supports 50% of the estimated construction cost for the Project; and

Whereas, The Town has heretofore awarded a construction contract to Rieth-Riley Construction Company, Incorporated for the Kennedy Avenue Project in the amount of \$293,966.66; to Walsh & Kelly, Incorporated for the 45th Avenue Project in the amount of \$192,853.50; and has further determined a need to engage professional engineering services during construction to supervise, inspect, and manage the construction activities on both projects on behalf of the Town; and

Whereas, First Group Engineering, Incorporated (Consultant) has offered and presented an agreement to provide and furnish professional engineering services during construction for the Projects in consideration for fees to be charged and billed monthly based upon a lump sum of the value of the services completed, in an amount not to exceed Twenty-five Thousand Dollars and 00/100 cents (\$25,000.00); and

Whereas, There are sufficient and available appropriations balances on hand to support the payments under the agreement, pursuant to IC 5-22-17-3(e); and

Whereas, The Town of Highland, through its Town Council now desires to approve the project and to accept and approve the agreement for services as herein described.

Now Therefore Be it Ordered by the Town Council of the Town of Highland, Lake County, Indiana acting as the Works Board of the Town as follows:

Section 1. That the Professional Engineering Services during Construction Agreement, (incorporated by reference and made a part of this Order) between First Group Engineering, Incorporated and the Town of Highland for the 45th Avenue – 500' West of Kennedy Avenue to Prairie Avenue and Kennedy Avenue – 45th Avenue to Main Street Mill and Resurface Projects, is hereby approved, adopted and ratified in each and every respect;

Section 2. That the terms and charges under the agreement for Professional Engineering Services during Construction in the not to exceed fee amount of Twenty-five Thousand Dollars and 00/100 cents (\$25,000.00) is found to be reasonable and fair;

Section 3. That the Town of Highland, through its Town Council, believes that First Group Engineering, Incorporated has demonstrated professional competence and has the qualifications to perform the particular professional engineering services called for in the Agreement and associated project, pursuant to I.C. 5-16-11.1-5;

Section 4. That the President of the Town Council be authorized to execute the Agreement with his signature as attested thereto by the Clerk-Treasurer.

Be it so Ordered.

DULY, PASSED and ORDERED by the Town Council of the Town of Highland, Lake County, Indiana, acting as the Works Board, this 14th day of May 2018 having passed by a vote of 5 in favor and 0 opposed.

**TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA**

Mark A. Herak, President (IC 36-5-2-10)

Attest:

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO
Clerk-Treasurer (IC 33-42-4-1;IC 36-5-6-5)

6. **Works Board Order No. 2018-22:** An Order Approving and Authorizing the Metropolitan Police Chief to Purchase and Purchase from Lakeshore Ford of Chesterton, IN through the State of Indiana (1) one 2018 Ford Utility Police Interceptor Base, pursuant to I.C. 5-22-8-2.

Councilor Wagner moved the passage and adoption of Works Board Order No. 2018-22. Councilor Kuiper seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The order was adopted.

**Town of Highland
Board of Works
Order of the Works Board 2018-22**

An Order Approving and Authorizing the Metropolitan Police Chief to Purchase and Purchase from Lakeshore Ford of Chesterton, IN through the State of Indiana (1) one 2018 Ford Utility Police Interceptor Base pursuant to I.C. 5-22-8-2.

Whereas, The Town of Highland Metropolitan Police Department, as part of its public duties, has a responsibility for patrol, public safety and protection of life and property throughout the Town of Highland and, from time to time, it is necessary to purchase and or lease materials and supplies in order to carry out the functions of the department; and

Whereas, The Metropolitan Police Chief has determined a need to replace certain equipment and supplies and has further determined the purchase price will be below \$50,000.00.

Whereas, The Metropolitan Police Chief has identified Lakeshore Ford of Chesterton, IN through the State of Indiana to be a desirable source vendor for the purchase of one (1) 2018 Ford Utility Police Interceptor Base at price of \$26,103.00, minus the trade-ins totaling \$5,500.00 for a total of \$20,603.00.

Whereas, The price for the purchase exceeds \$15,000.00 and, pursuant to Section 3.05.040 (E) as well as Section 3.05.050 (B) as well as Section 3.05.060 G (2) of the Highland Municipal Code, such purchase requires the express approval of the purchasing agency; and

Whereas, The Town Council as the Works Board of the Municipality, pursuant to Section 3.05.030 (A)(2) of the Highland Municipal Code serves as the purchasing agency for the Metropolitan Police Department; and

Whereas, The Metropolitan Police Chief, pursuant to Section 3.05.050 (D)(2) of the Highland Municipal Code, serves as the Purchasing Agent for the Metropolitan Police Department; and

Whereas, The Purchasing Agent, pursuant to Section 3.05.060 (G)(2) of the Highland Municipal Code, expects that the purchase would be less than \$50,000 and therefore would be purchased in the open market without inviting or receiving quotes;

Whereas, The Purchasing Agent, elected to purchase in the open market pursuant to Section 3.05.060 (G)(2) of the Highland Municipal Code, with a bid as follows:

Lake Shore Ford, 244 Melton Road, Chesterton, Indiana at a unit price Of \$26,103.00 for one (1) vehicles minus the trade-ins totaling \$5,500.00 for a total purchase price of \$20,603.00.

Whereas, The purchase of the vehicle will be supported by the Municipal Capital Cumulative Fund (MCCD) and a duly approved appropriation in the Metropolitan Police Department of the Corporation General Fund.

Whereas, The Town Council now desires to approve and authorize the Police Chief to complete the purchase pursuant to the terms and stated herein.

Now, Therefore Be It Ordered by the Town Council of the Town of Highland, Lake County, Indiana, acting as the Works Board of Municipality:

Section 1. That the Works Board hereby authorizes and approves the purchase from Lakeshore Ford of Chesterton for the purchase of one (1) 2018 Ford Utility Police Interceptor at the price of \$26,103.00 minus the trade-ins of \$5,500.00 for a total of \$20,603.00;

Section 2. That the Works Board hereby finds and determines that the offer from Lake Shore Ford of Chesterton to be the lowest responsive and responsible offered at the total price of \$20,603.00, all pursuant to IC 5-22-8-2 and Section 3.05.060 (G)(2) of the Highland Municipal Code;

Section 3. That the Metropolitan Police Chief is now authorized and approved to execute the purchase agreement and any additional documents in order to implement this purchase and then file these documents as financial materials with the Office of the Clerk-Treasurer, pursuant to IC 36-5-4-14.

DULY, PASSED, ADOPTED AND ORDERED by the Town Council of the Town of Highland, Lake County, Indiana, acting as the Works Board, this 14th day of May 2018 having passed by a vote of 5 in favor and 0 opposed.

**WORKS BOARD of the TOWN of
HIGHLAND, INDIANA**

Mark A. Herak, President (IC 36-5-2-10)

Attest:

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO
Clerk-Treasurer (IC 33-42-4-1;IC 36-5-6-5)

7. Authorizing the proper officer to publish legal notice of a public hearing to consider additional appropriations in the amount of **\$486,820.18 in the Community Crossings Grant Fund** and for additional appropriations in the amount of **\$8,815 in the Building and Inspection Department of the Corporation General Fund** and the amount of **\$39,500 in the Advisory Board of Zoning Appeals of the Corporation General Fund**, to be funded by **reductions in the same amount in another department(s) of the Corporation General Fund.**

Councilor Vassar moved to authorize the publication of legal notice of public hearing to consider proposed additional appropriations and schedule it for a special meeting on June 4, 2018. Councilor Zemen seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The legal notice and special meeting were authorized.

Comments or Remarks from the Town Council:
(For the Good of the Order)

- **Councilor Bernie Zemen:** *Chamber of Commerce Co-Liaison • IT Liaison • Liaison to the Board of Waterworks Directors.*

Councilor Zemen acknowledged the IT Consultant and thanked him for serving as the Election Inspector at his precinct for the recent Primary Election.

- **Councilor Dan Vassar:** *Liaison to the Park and Recreation Board.*

Councilor Vassar acknowledged the Parks and Recreation Superintendent, who offered a brief survey of programs in the Parks and Recreation Department. He also reported that summer workers were being hired. He also reminded all of the Memorial Day Ceremony at Main Square Park on May 28, 2018 at 10:00 a.m.

- **Councilor Steve Wagner:** • *Advisory Board of Zoning Appeals Liaison.*

Councilor Wagner commended the workforce for no injuries in April.

Councilor Wagner acknowledged the Building Commissioner who offered a report on matters pending before the Advisory Board of Zoning Appeals.

- **Councilor Konnie Kuiper:** • *Fire Department, Liaison • Chamber of Commerce Co-Liaison.*

Councilor Kuiper acknowledged the Fire Chief who reported that a detail from the Fire Department attended the recent police memorial, considering it an honor.

- **Councilor President Mark Herak:** *Town Executive • Chair of the Board of Police Pension Trustees • Budget and Finance Chair • Liaison to the Board of Sanitary Commissioners • Liaison to the Community Events Commission • Town Board of Metropolitan Police Commissioners, Liaison.*

The Town Council President relayed a recent episode of which he became aware regarding the lifesaving intervention of park workers, using the automatic electric defibrillator (AED) and CPR on a patron at the fitness center. It was later determined that the patron had in fact endured a heart attack that is usually fatal but for the intervention of the staff. The Town Council President praised the Superintendent and the staff for its commendable action.

The Town Council President acknowledged the Public Works Director, who reported on the status of several projects included the 45th and Fifth Avenue Intersection Improvement project.

The Town Council President commended the Police Department for its recent police memorial service.

Comments from Visitors or Residents:

1. Erik Sprenne, 3118 Wirth Road, Highland, reminded the Town Council and the persons present of the canoe paddling event on May 20 at the Little Calumet River. Mr. Sprenne also thanked the Fire Chief for his provision of fire safety detail at the start of the paddling event.
2. Terry Steagall, 8577 Kleinman Road, Highland, suggested that the Little Calumet River Basin Commission was permitting the siting of a waste energy processing facility possibly licensed by Maya Energy. Mr. Steagall invited the Town Council to consider passing a resolution in opposition to the project at that site.
3. Brandon Dothager, 8021 Glenwood, Highland, expressed support for the Town Council passing a resolution opposing the Maya Energy facility at the Little Calumet River property.

Mr. Dothager introduced himself as the newly elected Democratic Precinct Committeeperson for Highland Precinct 16. He stated that during his canvassing, precinct residents informed him of concerns in the neighbor, three of which he presented:

- (A) He expressed concern about a feral cat problem near North Drive, Duluth and Glenwood Street, and asked for animal control.
- (B) He described a stop sign at intersection at Duluth and Grace Street being obscured by nearby tree.
- (C) He stated that the resident at 8048 Duluth Street, reported that his curb was in disrepair.

Mr. Dothager asked for the Town Council to address these matters if possible.

- 4. Larry Kondrat, 8115 4th Place East, Highland, expressed his opposition to the Maya Energy facility being located at the site stated and opposed its licensing by the Little Calumet River Basin Development Commission.

Payment of Accounts Payable Vouchers. There being no further comments from the public, Councilor Zemen moved to allow the vendors accounts payable vouchers as filed on the pending accounts payable docket, covering the period April 24, 2018 through May 14, 2018 as well as ratify the payroll docket for the payday of April 27, 2018. Councilor Vassar seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The accounts payable vouchers for the vendor docket as well as the payroll docket were allowed, payments allowed in advance were ratified, and for all remaining invoices, the Clerk-Treasurer was authorized to make payment.

Vendors Accounts Payable Docket:

General Fund, \$507,409.28; Motor Vehicle Highway and Street (MVH) Fund, \$76,947.29; Law Enforcement Continuing Education and Equipment Fund, \$2,159.80; Flexible Spending Agency (FSA) Fund, \$949.22; Insurance Premium Fund, \$162,941.63; Information Communications Technology Fund, \$16,517.72; Civil Donation Fund, \$50.25; Police Pension Fund, \$67,842.55; Municipal Cumulative Capital Development Fund, \$41,363.52; Traffic Violations and Law Enforcement Agency Fund, \$11,166.50; Total: \$887,347.76.

Payroll Docket for payday of April 27, 2018:

Council, Boards and Commissions, \$8,233.00; Office of Clerk-Treasurer, \$20,123.59; Building and Inspection Department, \$9,942.32; Metropolitan Police Department, \$118,578.10; Fire Department, \$24,031.86; Public Works Department (Agency), \$66,764.56; and Police Pension 1925 Fund, \$67,734.90; Total Payroll: \$315,408.33.

Adjournment of Plenary Meeting. Councilor Vassar moved that the plenary meeting be adjourned. Councilor Kuiper seconded. Upon a vote *viva voce*, the motion passed. The regular plenary meeting of the Town Council of Monday, May 14, 2018 was adjourned at 7:56 O'clock p.m.

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO
Clerk-Treasurer